

Applicant or Patentee: Christopher L. Scott Dougall Docket No. P966  
 Serial or Patent No. Filed Herewith  
 Filed or Issued Filed Herewith  
 For: Data Broadcast System to Aid A Broadcaster to Transmit and Receive Digital Information Over Existing Audio/Video Broadband Broadcast Medium

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
 (37 CFR 1.9(f) & 1.27(c)) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled: Data Broadcast System to Aid A Broadcaster to Transmit and Receive Digital Information Over Existing Audio/Video Broadband Broadcast Medium

described in  the specification filed herewith.  
 application Serial No. \_\_\_\_\_ filed \_\_\_\_\_  
 Patent No. \_\_\_\_\_ issued \_\_\_\_\_

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights to the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(a).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under no obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- No such person, concern, or organization.
- Persons, concerns or organizations listed below\*.

\* Note: Separate verified statements are required from each named person, concern or organization having rights to the invention asserting to their status as small entities. (37 CFR 1.27)

NAME Skystream Corporation  
 ADDRESS 1294 Balmoral Street, Suite 250, Thunder Bay, ON, Canada P7B 5Z5  
 INDIVIDUAL  SMALL BUSINESS CONCERN  NONPROFIT ORGANIZATION

NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_  
 INDIVIDUAL  SMALL BUSINESS CONCERN  NONPROFIT ORGANIZATION

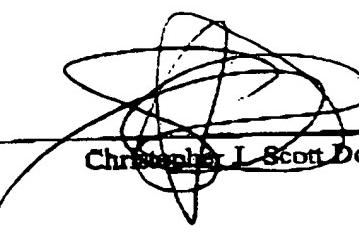
NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_  
 INDIVIDUAL  SMALL BUSINESS CONCERN  NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further than these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to verified statement is directed.

4/12/00

DATE

  
Christopher I. Scott Dougall

Applicant or Patentee: Christopher J. Scott Dougall  
Serial or Patent No.: Filed Herewith Docket No. P966  
Filed or Issued: Filed Herewith  
For: Data Broadcast System to Aid A Broadcaster to Transmit and Receive Digital Information Over Existing Audio/Video Broadband Broadcast Medium

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- the owner of the small business concern identified below:  
 an official of the small business concern empowered to act on behalf of the concern identified below:  
NAME OF CONCERN: Skystream Corporation  
ADDRESS OF CONCERN: 1294 Balmoral Street, Suite 250  
Thunder Bay, ON, Canada P7B 5Z5

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average of the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled Data Broadcast System to Aid A Broadcaster to Transmit and Receive Digital Information Over Existing Audio/Video Broadband Broadcast Medium by inventor(s) Christopher J. Scott Dougall described in

- the specification filed herewith  
 application Serial No. \_\_\_\_\_, filed \_\_\_\_\_  
 Patent No. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who would not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME N/A

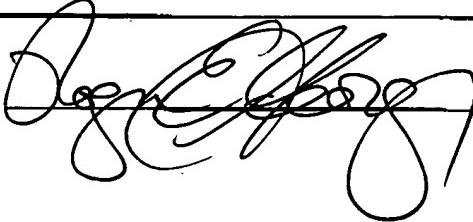
ADDRESS \_\_\_\_\_

INDIVIDUAL       SMALL BUSINESS CONCERN       NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further than these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to verified statement is directed.

NAME OF PERSON SIGNING: Roger George  
TITLE OF PERSON OTHER THAN OWNER: Vice President Legal Affairs  
ADDRESS OF PERSON SIGNING: 555 Clyde Avenue, Mountain View, California 94043

SIGNATURE: 

DATE: 12 April 2000

Declaration and Power of Attorney  
for Patent Application

ATTORNEY'S DOCKET NO.  
P966

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Data Broadcast System to Aid A Broadcaster to Transmit and Receive Digital Information Over Existing Audio/Video Broadband Broadcast Medium

the specification of which  is attached hereto.  
 was filed on \_\_\_\_\_  
Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119, of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s) (Number/Country/Date Filed/Priority Claims: Yes/No)

No

I hereby claim the benefit under Title 35, United States Code, Section 120, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application (list application Serial No./Filing Date/Status):

U.S. Provisional Application No. 60/129,754 filed April 15, 1999 Entitled: "Data Broadcast System to Aid A Broadcaster to Transmit and Receive Digital Information Over Existing Audio/Video Broadband Broadcast Medium"

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

F. David LaRiviere  
Pat. Reg. No. 27,207

Noel B. Hammond  
Pat. Reg. No. 18,731

Victor Flores  
Pat. Reg. No. 29,638

May Lin DeHaan  
Pat. Reg. No. 42,472

John L. Rogitz  
Pat. Reg. No. 33,549

C. Kelly Crossman  
Pat. Ge. No. 34,312

## SEND CORRESPONDENCE TO:

LeRiviere, Grubman & Payne LLP  
P.O. Box 3140  
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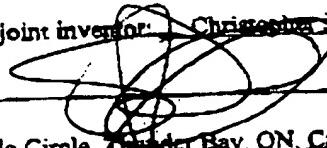
## DIRECT TELEPHONE CALLS TO:

Name: Victor Flares  
Telephone: (831) 649-8800

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or 1st or joint inventor: Christopher J. Scott Dougall

Dated: 4/12/00

Inventor's Signature: 

Citizenship: Canada

Residence: 300 Wade Circle, Niagara Bay, ON, Canada, P7B 6K5

Post Office Address: Same as above

Full name of 2nd or joint inventor: \_\_\_\_\_

Dated: \_\_\_\_\_

Inventor's Signature: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Full name of 3rd or joint inventor: \_\_\_\_\_

Dated: \_\_\_\_\_

Inventor's Signature: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_